

The actions delineated below were taken in open session of the EPSB at the May 19, 2003 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape (portions inaudible) in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
Hampton Inn
Frankfort, Kentucky
May 19, 2003**

Members Present:

Doris Barlow
Wally Campbell
Lydia Coffey
Joy Gray
Arthur Green
Penny Robinson
Jack Rose
Tom Stull
Charles Wade (for Jim Applegate)
Mark Wasicsko
Joe Welch

Members Absent:

Eugene Binion
Kristin Gregory
Ellie Thompson
Gene Wilhoit

Minutes

Call to Order

Chair Lydia Coffey called the meeting to order at 9:00 AM EST.

Approval of Minutes

Motion made by Mr. Joe Welch, seconded by Ms. Joy Gray, to approve the minutes of the March 17-18, 2003 EPSB meeting.

Vote: Unanimous

Open Speak

No requests were made for Open Speak.

Report of the Executive Director and Staff

Dr. Susan Leib asked that the *Awarding of Model Teacher Program Grants* item be removed from the agenda and placed on the June meeting agenda.

The 2003 Governor's Literacy Summit is scheduled for June 17, 2003 in Shepherdsville. Dr. Marilyn Troupe will attend, and Mr. Tom Stull, Dr. Doris Barlow, Dr. Wally Campbell, Mr. Arthur Green, and Ms. Coffey agreed to represent the EPSB.

Dr. Leib reviewed with board members the following items:

- EPSB staff raised \$1,500 for the March of Dimes campaign.

- Emergency Non-Certified Personnel Program Third Quarter (January 1 – March 31, 2003) Report
- letter from Ms. Ophelia W. Scott, Certified Personnel Specialist, Jefferson County Schools, thanking the board for granting the waiver request of Ms. Jane F. Leis
- 2002 Legislative Session required the EPSB to review alternatives to PRAXIS; the original Request for Proposal (RFP) generated proposals with large cost, so a second RFP was sent out requesting proposals to do a study on the issues surrounding the development of alternative assessment to PRAXIS; the proposal submitted by Dr. Bonnie Johnson, Consult Ed, was accepted, and a draft of findings will be presented to the board at the September meeting.
- letter from Dr. James Applegate, Council on Postsecondary Education (CPE), regarding the two-year collaborative arrangement between the University of Louisville (UL) and University of Kentucky (UK) to meet the coursework needs of Jefferson County teachers; Dr. Leib commended Dr. Applegate and the universities on their commitment to finding a solution to the problem
- *Kentucky Teacher* and other news articles of interest

Report of the Chair

Ms. Coffey indicated a plaque of appreciation will be sent to Ms. Terry Poindexter for her service to the board. Ms. Coffey also made the following appointments/reappointments to committees/work groups:

- **Executive Director Evaluation Committee** – Ms. Coffey, chair, Dr. Campbell, Mr. Stull, Mr. Eugene Binion, Ms. Kristin Gregory
- **Kentucky Advisory Council for Internship** – Ms. Julie Dinwiddie, Ms. Frederica Hargis, Mr. Joe Ferrell, Ms. Nancy Hack, Sister Bernadette McManigal, Dr. Sharon Brennan, Dr. Dick Roberts
- **Continuing Education Advisory Council** – Ms. Sylvia Carter, Dr. Jerry Hay, Mr. Bernie Sandfoss
- **Program and Technical Assistance Work Group** – Dr. Jim Applegate

Full Board Information Items

Status of Letters of Exemption to Teach Information Technology Program/Career and Technical Education

At the March 17 EPSB meeting, the board approved a recommendation that both the Kentucky Department of Education's (KDE's) Division of Career and Technical Education and the Workforce Development Cabinet's Department of Technical Education submit, by April 1, 2003, a one-time-only list of people for letters of exemption to teach in information technology program/career and technical education. A letter of exemption was mailed to the 302 individuals submitted by both agencies. The "grandfathering" was not placed on the certificate, but the approval was placed in the certification database along with the accompanying letter as verification of eligibility.

Task Force on Alternative Schools

In response to myriad concerns of both the EPEB and KDE regarding alternative schools, the EPSB requested that staff convene a task force to discuss the issues and make recommendations for resolution/improvement. The initial meeting of the task force was held on April 23. Mr. Welch chairs the task force and reported the meeting was spent identifying issues related to

alternative schools/program. The next meeting of the task force is scheduled for May 22. A status report will be presented at the July board retreat.

Full Board Action Items

Approval of 2003-04 Calendar

2003-41 *Motion made by Dr. Jack Rose, seconded by Ms. Gray, to approve the meeting calendar for 2003-04.*

Vote: Unanimous

The board requested that the Executive Director forward the approved dates to the CPE, KDE, and the Association of Independent Kentucky Colleges and Universities to see if the dates are in conflict with the other agencies' board meetings.

16 KAR 3:054 and 5:009, Repeal of Administrative Regulations, Final Approval

2003-42 *Motion made by Dr. Rose, seconded by Mr. Green, to approve 16 KAR 3:054 and 5:009, Repeal of Administrative Regulations, Final Approval.*

Vote: Unanimous

Identification of "Other Administrative Experience"

2003-43 *Motion made by Ms. Penny Robinson, seconded by Ms. Gray, to approve experience as an assistant principal to meet "other administrative experience" as stipulated in any of the board's regulations, including 16 KAR 3:010, Certification for School Superintendent.*

Vote: Unanimous

NOTE: Staff will prepare this policy for inclusion in the *EPSB Procedures Manual*.

Program Approvals

2003-44 *Motion made by Dr. Rose, seconded by Dr. Barlow, to approve the certification programs in instrumental music, grades P-12 (bachelor's level) and vocal music, grades P-12 (bachelor's level) at Berea College.*

Vote: Yes - 9
Abstain - 1 (Dr. Charles Wade)

2003-45 *Motion made by Dr. Barlow, seconded by Ms. Robinson, to approve the instructional computer technology endorsement (bachelor's level) at Eastern Kentucky University.*

Vote: Yes - 8
Recuse - 1 (*Dr. Mark Wasicsko*)
Abstain - 1 (*Dr. Wade*)

2003-46 *Motion made by Dr. Rose, seconded by Dr. Campbell, to approve the Master of Arts in Education (Rank Change Only) at Western Kentucky University.*

Vote: Yes - 9
Abstain - 1 (*Dr. Wade*)

2003-47 *Motion made by Dr. Campbell, seconded by Ms. Robinson, to approve the certification program for school principal, grades P-12 (master's level) at Bellarmine University.*

Vote: Yes - 9
Abstain - 1 (*Dr. Wade*)

2003-48 *Motion made by Dr. Barlow, seconded by Ms. Gray, to approve the certification program for school social worker (master's level and Rank I) at the University of Kentucky.*

Vote: Yes - 9
Abstain - 1 (*Dr. Wade*)

2003-49 *Motion made by Mr. Green, seconded by Ms. Robinson, to approve the certification program for school social worker (master's level) at the University of Louisville.*

Vote: Yes - 9
Abstain - 1 (*Dr. Wade*)

Waiver Requests

Motion made by Mr. Green, seconded by Mr. Stull, to approve the request of Ms. Katherine Higginbotham, to waive 16 KAR 2:010, Section 4, Requirements of Grade Levels on Middle School Certification.

Vote: Yes - 4
No - 6 (*Dr. Wasicsko, Dr. Barlow, Dr. Rose, Dr. Campbell, Mr. Welch,*
Dr. Wade)

Motion failed.

2003-50 *Motion made by Dr. Rose, seconded by Ms. Gray, to deny the request of Ms. Katherine Higginbotham, to waive 16 KAR 2:010, Section 4, Requirements of Grade Levels on Middle School Certification. Additionally, the board urges Ms. Higginbotham to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

Motion made by Dr. Rose to deny the request of Ms. Judy Hendrick Massey, to waive 16 KAR 4:040, Section 3, Renewal Requirements for One-Year Certificate.

Motion failed due to lack of a second.

- 2003-51** *Motion made by Ms. Gray, seconded by Ms. Robinson, to approve the request of Ms. Judy Hendrick Massey, to waive 16 KAR 4:040, Section 3, Renewal Requirements for One-Year Certificate.*

Vote: Unanimous

- 2003-52** *Motion made by Ms. Gray, seconded by Dr. Wasicsko, to approve the request of Ms. Terri J. Harpool, to waive 16 KAR 4:060, Section 1 (4), Requirements for Five-Year Renewal.*

Vote: Yes - 8
No - 1 (Dr. Campbell)
Recuse - 1 (Mr. Welch)

- 2003-53** *Motion made by Dr. Rose, seconded by Ms. Gray, to approve the request of Ms. Angelia Smith, to waive 16 KAR 6:010, Section 6, Recency of Assessment Scores, and to authorize staff to approve the few other similar requests that may come in.*

Vote: Unanimous

- 2003-54** *Motion made by Dr. Rose, seconded by Dr. Barlow, to deny the request of Ms. Debra Harrington, to waive 16 KAR 6:030, Sections 3 and 4, Assessments for Principal Certification.*

Vote: Yes - 9
No - 1 (Mr. Green)

Alternative Route to Certification Applications

- 2003-55** *Motion made by Dr. Rose, seconded by Mr. Stull, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in English as a second language, grades 9-12, for Ms. Holly Coryell.*

Vote: Unanimous

- 2003-56** *Motion made by Dr. Rose, seconded by Ms. Gray, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in chemistry, grades 9-12, for Mr. William Bennett.*

Vote: Unanimous

2003-57 *Motion made by Dr. Rose, seconded by Ms. Robinson, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in mathematics, grades 9-12, for Mr. Jerry Orange.*

Vote: Unanimous

2003-58 *Motion made by Dr. Rose, seconded by Ms. Gray, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in social studies, grades 9-12, for Mr. Anthony Piccirillo.*

Vote: Yes - 9
No - 1 (Dr. Campbell)

**DISCIPLINARY MATTERS
EPSB MINUTES OF CASE REVIEW
MAY 19, 2003**

Motion made by Ms. Gray, seconded by Mr. Green, to go into closed session for purpose of discussing proposed or pending litigation in accordance with KRS 61.801(c)&(j).

Vote: Unanimous

Motion made by Ms. Gray, seconded by Dr. Rose to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Joy Gray, Wally Campbell, Tom Stull, Doris Barlow, Joe Welch, Penny Robinson, Mark Wascisko, Charles Wade and Jack Rose.

Attorneys present were Brenda Dinkins Allen, Cynthia Clay Grohmann, Courtney Baxter and Robert S. Jones.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
03-0115	Admonish
03-0118	Admonish
03-0116	Hear
03-0226	Hear
03-0230	Dismiss Without Prejudice
03-0342	Admonish
02-11136	Admonish
03-0345	Admonish
03-0335	Hear
02-12150	Admonish
03-0229	Admonish
03-0336	Hear

03-0333	Dismiss Without Prejudice
03-0347	Admonish (<i>Ms. Robinson recused</i>)
03-0338	Admonish
03-0337	Hear
03-0225	Admonish
03-0340	Admonish
03-0334	Admonish
03-0232	Admonish
03-0224	Admonish
03-0350	Hear (<i>Ms. Robinson recused</i>)
03-0344	Hear
03-0123	Hear
02-0680	Hear
02-11138	Dismiss Without Prejudice
02-0103	Hear
03-0348	Admonish (<i>Ms. Robinson recused</i>)
97-0246	Dismiss Without Prejudice
00-07149	Dismiss Without Prejudice
01-10124	Dismiss Without Prejudice
98-0357	Dismiss Without Prejudice

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
03-042	Approve
03-043	Approve
03-044	Approve
03-045	Approve
03-046	Approve (<i>Ms. Gray dissented</i>)
03-047	Approve
03-048	Approve
03-049	Approve
03-051	Approve
03-052	Approve
03-053	Deny
03-054	Approve (<i>Ms. Gray dissented</i>)
03-056	Approve (<i>Ms. Gray dissented</i>)
03-057	Approve
03-058	Approve
03-059	Approve
00-07149	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
01-0215 (Wayne Adams)	Accept Agreed Order revoking respondent's Professional Certificate for Instructional Leadership-School Superintendent and Professional Certificate for Instructional Leadership–Secondary School Principal, Grades 9-12; Adams shall neither

apply for nor be issued either of these certificates for a period of five years from the date of acceptance of this Order by the Board. Re-issuance of any instructional leadership certificate to Adams or on his behalf is expressly conditioned upon Adams' providing, at the time of application, proof of the successful completion of 12 hours of professional development in the area of sexual harassment as approved by the Board

Vote: Unanimous

01-0542 (Charles E. Hall)

Accept Agreed Order admonishing respondent for his lack of judgment in communication with students. Settlement of this matter is expressly conditioned upon Hall's providing written proof to the Board, on or before July 31, 2003, that he has completed 12 hours of professional development/training in the areas of teacher/student relationships and boundary issues as approved by the Board

Vote: Unanimous

01-0543 (James Norris)

Accept Agreed Order revoking respondent's teaching certificate. Norris shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky.

Vote: Unanimous

02-11133 (Susan Chavira)

Accept Agreed Order suspending all of respondent's teaching and administrative certificates for a period of six weeks from the date of acceptance of this Order by the Board

Vote: Unanimous

02-12149 (Vicki Huyear)

Accept Agreed Order revoking respondent's teaching certificate and all accompanying endorsements for life, based upon Huyear's voluntary surrender.

Vote: Unanimous

02-0678 (Barry Kennedy)

Accept Agreed Order revoking respondent's teaching certificate. Kennedy shall neither reapply for nor be issued a teaching certificate for a minimum period of four years from the date this Order is accepted by the Board. Re-issuance is expressly conditioned upon the respondent providing proof of the successful completion of 12 hours of professional development/training in the areas of sexual harassment and appropriate teacher/student relationships.

Vote: Unanimous

02-12146 (Greg Nowak)	Accept Agreed Order revoking respondent's teaching certificate. Nowak shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky for a period of five years from the date of acceptance of this Order by the Board Vote: Unanimous
02-11143 (Michael Jones)	Accept Agreed Order revoking respondent's teaching certificate. Jones shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky for a period of 20 years from the date of acceptance of this Order by the Board. Vote: 10 Yes 1 Recusal (<i>Ms. Gray</i>)
02-0341 (Patricia Storm)	Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days from the date of acceptance of this Order by the Board. Vote: Unanimous
02-08106 (Ann Porter)	Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days from the date of acceptance of this Order by the Board. Vote: Unanimous
00-10206 (Kathy Neal)	Accept Agreed Order revoking respondent's provisional certificate for learning behavior disorders, grades K-12. Respondent shall neither apply for nor be issued a teaching certificate of this type for a period of seven years from the date of acceptance of this Order by the Board. Future issuance is expressly conditioned upon Neal's providing evidence of the completion of 12 hours of professional development/training in the area of behavior management of exceptional children as approved by the Board. Provisional certificate, grades 5-8, shall be suspended for a period of two years from June 1, 2001. Reinstatement is expressly conditioned upon proof of successful completion of six hours of professional development training in the areas of classroom management and effective discipline techniques. Vote: Unanimous
02-0683 (Robin Moore)	Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days from the date of acceptance of this Order by the Board. Vote: Unanimous

Recommended Order

Case Number

Decision

02-0691 (Linda Sullivan)

Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Revoke all of respondent's teaching certificates and accompanying endorsements. Respondent shall neither reapply for nor be issued a teaching certificate in the Commonwealth of Kentucky for a minimum period of five years from the date of acceptance of this Order by the Board.

Vote: Unanimous

Motion made by Mr. Wascisko, seconded by Ms. Robinson to adjourn the meeting.

Vote: Unanimous

The meeting adjourned at 12:20 p.m.

**Next Meeting: June 16, 2002
Kentucky Higher Education Assistance Authority Building
100 Airport Road
Frankfort, Kentucky**